

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

PHOENIX BEVERAGES, INC., RODB, LLC,
WINDMILL DISTRIBUTING COMPANY, LP., UP
FROM THE ASHES, INC., and other affiliated
companies of PHOENIX BEVERAGES, INC.,

Plaintiff,

-against-

EXXON MOBIL CORPORATION,
EXXONMOBIL RESEARCH AND
ENGINEERING COMPANY and QUANTA
RESOURCES CORPORATION,

Defendants.

QUANTA RESOURCES CORPORATION, EXXON
MOBIL CORPORATION,

Third-Party Plaintiffs,

-against-

CONOCOPHILLIPS COMPANY

Third-Party Defendant.

Case No. 1:12-CV-03771 (RRM) (JO)

STIPULATION AND ORDER

Third-Party Plaintiff Exxon Mobil Corporation, (“Exxon Mobil”) and Third-Party Defendant ConocoPhillips Company (“COP”) hereby stipulate that the time for COP to file an Answer or otherwise respond to the Third-Party Complaint of Exxon Mobil is extended to October 18, 2013.

Dated: September 17, 2013

/s/ Maura W. Sommer

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/s/ Donald J. Fay

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Attorneys for Third-Party Defendant
ConocoPhillips Company
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SO ORDERED:

HONORABLE JAMES ORENSTEIN, U.S.M.J.

767719

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Plaintiffs,

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EXXON MOBIL CORPORATION, EXXONMOBIL
RESEARCH AND ENGINEERING COMPANY and
QUANTA RESOURCES CORPORATION,

Defendants.

QUANTA RESOURCES CORPORATION, EXXON
MOBIL CORPORATION,

Third-Party Plaintiffs,

-against-

CONOCOPHILLIPS COMPANY

Third-Party Defendant.

Case No. 1:12-CV-03771 (PKC) (JO)

CERTIFICATE OF SERVICE

I, **Donald J. Fay**, do hereby certify that on September 17, 2013, I electronically filed and served the **STIPULATION AND ORDER** extending time to Answer Exxon Mobil Corporation's Third Party Complaint with the Clerk of the United States District Court for the Eastern District of New York using the CM/ECF system.

Dated: NEW YORK, NEW YORK
September 17, 2013

Respectfully submitted,

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CONOCOPHILLIPS COMPANY

By: S/ Donald J. Fay, Esq.
DONALD J. FAY, ESQ. (DF5389)